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**UTILITY
PATENT APPLICATION
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Attorney Docket No.	002114.P015
First Inventor or Application Identifier	Paul Gartside
Title	PRIORITY-BASED VIRUS SCANNING WITH PRIORITIES BASED AT...
Express Mail Label No.	EL034434187US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

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1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 23]
(preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 5]
4. Oath or Declaration [Total Pages 3]
 - a. ☐ Newly executed (original copy)
 - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Box 16 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§ 1.63(d)(2) and 1.33(b).

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Copy
 - b. ☐ Paper Copy (identical to computer copy)
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee)
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO - 1449 ☒ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)
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13. ☐ *Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired
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16. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment:

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Prior application Information: Examiner _____ Group/Art Unit: _____

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17. CORRESPONDENCE ADDRESS

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UNITED STATES PATENT APPLICATION

FOR

**Priority-Based Virus Scanning With
Priorities Based At Least In Part On
Heuristic Prediction Of Scanning Risk**

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Priority-Based Virus Scanning With Priorities Based At Least In Part On Heuristic Prediction Of Scanning Risk

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Field of the Invention

The invention generally relates to scanning data for presence of certain characteristics, such as virus code, and more particularly to assigning a scanning priority for scanning the data based on application of heuristics which predict a level of scanning difficulty for the data.

Background

With the advent of general access computer networks, such as the Internet, people may now easily exchange application programs and application data between computer systems. Unfortunately, some people have taken advantage of such easy data exchange by developing computer "viruses" designed to spread among and sometimes attack interconnected devices, such as networked computers. A virus is application code that executes on one's computer without one's knowledge, and against one's interests. Viruses tend to replicate themselves within all interconnected devices, allowing an exponential "infection" of other devices.

In response to the security threat intrinsic to viruses, anti-virus programs were developed to identify and remove viruses. Anti-virus programs periodically check a computer system for known viruses, or application code that appears to perform undesired activities, such as reformatting a hard disk. Typically, virus scanners install themselves as part of an operating system, and then scan files, according to user preferences, as the files are created and accessed. Some virus scanners attach themselves to communication input and/or output pathways to inspect data that might

not be easily identifiable to an operating system's file based scanning. For example, an E-mail scanner may be attached to a communication port, such as an E-mail transfer port, so as to allow scanning of incoming and outgoing E-mails and their attachments.

E-mail is a common way for a virus to enter into a system otherwise protected by an operating system based scanner, as the E-mail program may receive and store an infected E-mail message without providing opportunity to the operating system scanner to scan the E-mail. For example, an infected E-mail may be received and stored in a database such that there is no individual data, or recognizable data, available for scanning. Thus, an E-mail scanner is used to scan E-mails, and their attachments, as they are received (or sent) by a system.

However, one complication is that an attachment can be any data, and frequently, to reduce data transfer requirements, attachments are compressed and stored as archives. The term archive as used herein includes traditional archive data formats such as ZIP, ZOO, LHA, ARC, JAR, LZW, etc. compressed collections of data files, in addition to other data formats that may embed other files, e.g., Microsoft Word (e.g., ".DOC") documents, Rich Text Format (RTF) files, Object Linking and Embedding (OLE) containers, etc. Scanning archives takes additional time and resources to scan.

Unfortunately, virus developers have recently begun to manufacture "malicious" archives (see FIG. 4) designed to overwhelm viral scanners, such as those used to scan E-mail. The goal is to overwhelm the scanner, and cause it to crash and leave a system undefended against subsequent attacks, or to cause the scanner to "crash" and block further processing of data. That is, in this latter example, if E-mail or

file processing is routed through a scanner, and the scanner has crashed, then a “denial of service” for E-mail or file activity occurs until the scanner is restarted.

Brief Description of the Drawings

5 Features and advantages of the invention will become apparent to one skilled in the art to which the invention pertains from review of the following detailed description and claimed embodiments of the invention, in conjunction with the drawings in which:

FIG. 1 illustrates a simplified overview for generating, delivering, and
10 scanning E-mail for viruses or other undesired file characteristics.

FIG. 2 illustrates one generalized embodiment for scanning archives.

FIG. 3 illustrates a technique for scanning malicious archives.

FIG. 4 illustrates a malicious archive.

FIG. 5 illustrates a suitable computing environment in which certain
15 aspects the illustrated invention may be practiced.

Detailed Description

Without a virus scanner capable of detecting and disposing of malicious archives, receipt of a malicious archive can result in the disablement or stalling of all
20 virus scanning and/or file activity of the scanner’s host system. This may then leave users vulnerable to subsequent viral attacks.

FIG. 1 illustrates a simplified overview for generating, delivering, and scanning E-mail for viruses or other undesired file characteristics. Further information

regarding scanning files, and in particular, archive files, can be found in co-pending U.S. Patent Application Nos. 09/517,129 and 09/517,133.

A first operation is composing **100** E-mail which will be scanned before ultimate delivery to another person or entity. It will be appreciated that composition may be by way of an automated technique, such as by an application program which automatically creates a message under a defined circumstance, or manually (e.g., by a person).

Automated generation can be performed, for example, by a tunneling system or router that securely sends data by encrypting it and E-mailing it to a destination which then decrypts the data. Such a configuration allows two end-points to use public (e.g., insecure) E-mailing conduits for transferring data as E-mail between the end points. Manual creation can be performed by a user of an E-mail program, such programs supporting the Post Office Protocol (POP), Internet Message Access Protocol (IMAP), or other mailing protocols.

The composed mail is then sent **102** to an outgoing mail server. The outgoing mail is responsible for presenting the E-mail to a network or other communication pathway for routing to a receiving **104** mail server, which is responsible for continuing delivery to an E-mail's designated recipient. In the above automated encryption example, the outgoing mail server may be responsible for actually performing the encryption of outgoing E-mail data. The recipient may be a person, or instead may be another receiving entity, such as an application program automatically processing incoming E-mail.

In one embodiment, prior to forwarding delivery of E-mail to a designated recipient, a test **106** is performed to determine whether virus scanning should be performed on the E-mail before continuing its delivery to its recipient. If no scanning is being performed, e.g., it is disabled or not installed, then the received E-mail is simply
5 routed **108** to a recipient's account (or delivery is otherwise propagated onwards). The recipient, e.g., a person or automated program, then executes **110** a mail reader to retrieve and process the E-mail in a conventional manner.

If scanning is to be performed, then the scanning engine places **112** the E-mail in a scanning queue for processing. E-mails in the queue are scanned **114** and
10 tested **116** to see if they are free of viruses or other characteristics deemed damaging or otherwise restricted. In one embodiment, scanning an E-mail refers to only scanning attachments associated with an E-mail message. In another embodiment, scanning an E-mail refers to scanning the E-mail message data itself, along with any attachments associated thereto.

15 If the scanning indicates the E-mail (and/or associated attachments) are clean, then the E-mail is routed **108** to a recipient account as discussed above. If scanning indicates that the E-mail is not clean, then the E-mail is disposed of **118** and appropriate action (not illustrated) taken (e.g., notify an administrator, delete the E-mail (or offending portion thereof), clean/disinfect the E-mail, etc.).

20 More information regarding virus scanning can be found at Internet location http://www+nai+com/asp_set/buy_try/try/whitepapers+asp. The contents of this web site are incorporated herein by reference as of the date of filing the present application. (Please note: to avoid the preceding uniform resource locator (URL) being

interpreted as a valid live-link within patent databases, all periods within the URL have been replaced with plus "+" symbols.)

FIG. 2 illustrates one generalized embodiment for scanning archives. It is
5 assumed that the archive is received as an attachment to an E-mail message.

A first operation is to detach **200** the attachment for scanning. For
example, as discussed above for FIG. 1, a receiving mailing system **104** can extract E-
mail attachments and place **112** them in a queue for processing. A test **202** is made to
determine whether the selected file is an archive. If so, a file within the archive is
10 selected **204** for scanning, and it is tested **202** for being an archive. In this fashion, an
attachment can be recursively processed to identify and process archive attachments.
When a non-archive file has been selected, processing continues with a confirmation
206 as to whether to scan the particular selected file. For example, certain files may be
designated as not requiring scanning. A test **208** is made to determine whether to scan,
15 and if not, then scanning aborts **210**.

If the test **208** indicates scanning is to proceed, then the file is scanned
212 for viruses. A test **214** is made to determine whether the file is clean, e.g., not
having viruses or other undesired characteristics. If the file is not clean, then scanning
aborts **210** and subsequent action can be taken, e.g., log the virus, alert a user and/or
20 an administrator, etc. If the file is clean, a test **216** is made to determine whether
scanning the archive has completed. If so, then the archive is released **218** to the E-
mail recipient. In one embodiment, release means that the E-mail and its attachment is
placed in the E-mail recipient's incoming mail queue for retrieval by the recipient.

Unfortunately, the FIG. 2 embodiment is vulnerable to malicious archives specially designed to overwhelm the scanning **212** operation. And, as discussed above, if the scanning engine is configured such that all E-mail, or all host system file access, routes through the scanning engine, then disabling the scanner may leave the system unprotected or in a denial of service state.

FIG. 3 illustrates a technique for scanning malicious archives. For the purposes of this description, it is assumed that the archive is received as an attachment to an E-mail message, however, it will be appreciated by those skilled in the art that the archive may be received by other means. For example, the archive can be received by way of a File Transfer Protocol (FTP) application program, or from a web browser download, from file manipulations over a network, or other transmission.

An E-mail is received **300** by the system, and its attachment(s) passed **302** to a scanner. A series of rules, or heuristics, are applied to an attachment to determine whether it is a malicious archive. It will be appreciated that the illustrated ordering of heuristics is per one embodiment, and that the heuristics may be rearranged into another ordering per another embodiment. A suspicion factor is determined so as to allow setting a scanning priority for the attachment. In the illustrated embodiment, there are three scanning priorities: normal, where the archive is directly scanned and then passed on to an E-mail recipient or entity requesting file access to the archive; suspicious, where the archive is relegated to a low-priority scanning thread that is provided with fewer resources than normal priority scanning (e.g., fewer processor cycles, restricted memory or storage, etc.); and discard without scanning, where the archive is disposed of without scanning.

Disposal may include placing the attachment in a quarantine zone for later analysis, deleting the file, notifying an administrator or other user regarding receipt of the archive, or taking some other responsive action. It will be appreciated that the above described scanning priorities are exemplary only, and that other scanning priorities and associated responsive actions are contemplated. In particular, it is expected that priorities will vary according to particular scanning environments.

After passing **302** the archive to a scanner, in one embodiment the archive is then tested **304** to determine whether the archive contains sub or nested archives. This is a significant first test since it is very inefficient / slow to recursively scan nested archive files, and this test can be a first point of referral to a low priority scanning thread. Relegating an archive to a low priority scan allows for quick processing of other non-nested archives. If there is a sub-archive, then in one embodiment the archive is then tested **306** to determine whether it contains a large number of files.

For example, the test **306** may be to determine whether the archive contains more than 50 files, since most archives contain fewer than that number of files. The risk addressed by this heuristic is that one may create a small malicious archive, containing many files, such that scanning it may overwhelm the scanner and/or use up all available disk and/or memory space processing the archive entries. And, even if the archive is legitimate, a large number of files within an archive can significantly slow down scanning the archive. Thus, as with nested archives, archives likely to require slow scanning are relegated to a low priority scanning thread.

If the archive has a large number of files, in one embodiment the archive is then tested **308** to determine whether the number of files within the archive exceeds

(or come within a certain percentage) of available memory storage space (e.g., available Random Access Memory (RAM)). If not, then the archive is tested 310 to determine whether processing the number of files within the archive will exceed (or come within a certain percentage) of available system storage space (e.g., available allocation units of the system's mass storage). Normal archives do not significantly consume available system resources, and thus archives that do have a significant impact are inherently more suspicious than archives that do not.

Note that the test 310 for storage requirements can differ for different file systems. For example, the Microsoft Disk Operating System (MSDOS) File Allocation Table (FAT) uses a minimum file size depending on a cluster size used on associated storage systems. MSDOS allocates a finite number of clusters within a storage device, and each file requires at least one cluster. Thus, even if cluster sizes are as small as 4 Kilobytes, an archive can be designed to contain many 1 byte files, each of which will require an uncompressed storage requirement of 4 Kilobytes. Hence, it is possible to write very small individual files to a hard disk that prevent the vast majority of the storage from being available for other usage.

Windows NT, in contrast, is less susceptible to such an attack because it uses the Master file Table (MFT) to store files smaller than the minimum cluster size in use for a storage device. However, the MFT has it's own unique limitations, as each time a file is written to an MTF file system, an entry in the MFT is used. If the file is deleted, the MFT space is then made available for reuse. A potential problem with this is that the MFT is capable of dynamic one-way growth. That is, if all available MFT entries are used, then the MFT is grown to provide for additional entries. However,

there currently is no provision for compressing the MFT. As the MFT grows in size and becomes fragmented then system performance will suffer. In addition, a malicious archive can contain so many files, so as to cause the MFT to grow very large and consume a significant portion, if not all, of available storage space.

5 Thus, in one embodiment, storage requirements tests are performed according to the operating system in use. If neither the memory or mass storage requirements are excessive, then the archive is determined **312** to be only suspicious, and relegated to a low scanning priority. In one embodiment, archives (or files) designated as low priority, are further tested **314** against user / administrator configuration options. A low priority scanning thread is still a risk to a scanning system, and there should be constant monitoring of a system to ensure, for example, that a multiply recursive archive file is not slowly consuming resources with multiple low priority archives.

10 In one embodiment, adjustable user / administrator configuration options can be set according to a degree of acceptable risk the user / administrator wishes to accept regarding scanning suspicious archives (or files). For example, the user / administrator may desire to set a scanning time threshold for low priority archives (or files), and if this time frame is exceeded, then the archive is discarded **318** without scanning. This prevents a low priority thread from becoming a delayed denial of service attack. It will be appreciated that user / administrator options may test for arbitrary characteristics of an archive, so as to cause disposal based on conditions relevant to the scanning environment. However, if the archive meets the user / administrator configuration options, then the archive is scanned **316** per its low priority scan rights.

However, if the archive contains sub-archives, and either the memory or mass storage requirements are excessive, then the archive is determined to be malicious, and the archive is discarded **318** without scanning. In one embodiment, if the archive is from an E-mail attachment, then the E-mail sender and recipient are notified
5 of the disposition of the E-mail attachment.

If the archive does not contain sub-archives, then in one embodiment the archive is tested **320** to determine whether the pre-compression file size of the contents of the archive is greater than a certain size. Even though it is not necessarily a slow / time consuming operation to scan a large archive file, it is a "red flag" in a few Kilobytes
10 of archive data can represent a huge file (e.g., 50 terabytes, or larger) of a repeating character. The intention of such an archive component, as discussed above, is to disable scanners that are configured to decompress an archive file before scanning it. Attempting to decompress such a large file would result in all available mass storage space and/or memory being consumed, potentially rendering the system inoperable.

Thus, if the test **320** of original pre-compression size indicates the archive
15 is excessively large, then in one embodiment the archive memory and storage requirements are tested **308, 310** as discussed above. If the memory or storage requirements are also found to be excessive, then the archive is determined to be malicious, and the archive is discarded **318** without scanning as discussed above.

20 If the pre-compressed archive size is not found to be excessive, then in one embodiment the archive is tested **322** to determine whether it has a large number of files within the archive. Most legitimate archives have a small number of files within them, e.g., under 50 files. However, it is simple to create a malicious archive file of a

relatively small size with so many files within it that it could would either swamp a scanner, or use up all of its available memory or storage space. At the very least an excessive number of files to be decompressed will significantly slow down scanning.

Thus, if the number of files within the archive is excessive of some
5 predetermined number of files (a value that can be set depending on the expected circumstances), then in one embodiment the archive memory and storage requirements are tested **308, 310** as discussed above. If the memory or storage requirements are also found to be excessive, then the archive is determined to be malicious, and the archive is discarded **318** without scanning as discussed above.

10 If the number of files within the archives is not found to be excessive, then the archive is tested to determine whether there are too many file types within the archive. In one embodiment, it is considered atypical to receive an archive with a number of different types of files therein. (The most likely scenario would be someone sending an entire computer application though the system.) In one embodiment, given
15 that it has already been determined **304, 320, 322** that the archive does not contain sub-archives, does not have an excessive de-compressed size, does not contain a large number of files, the number of file types for being excessive can be set high. However, because it is atypical to receive an archive with a large number of file types, in one embodiment, having more than 50 file types is considered an attack, or a test of the
20 scanning system, and therefore a risk.

If the tests **304, 320, 322, 324** indicate the archive does not contain sub-archives, does not have an excessive de-compressed size, does not contain a large number of files, and does not have too many file types, then the archive is considered to

be safe, and it is set **326** to with a normal scanning priority. The archive is then scanned **316** accordingly.

FIG. 4 illustrates a table of contents **400** for a malicious archive. The malicious archive is being displayed within a graphical user interface **402** of an archive management program. As illustrated, there are many entries within the archive, each corresponding to a file or collection of files designed to crash or block a virus scanner as discussed above.

FIG. 5 and the following discussion are intended to provide a brief, general description of a suitable computing environment in which certain aspects of the illustrated invention may be implemented. The invention may be described by reference to different high-level program modules and/or low-level hardware contexts. Those skilled in the art will realize that program module references can be interchanged with low-level hardware instructions.

Program modules include procedures, functions, programs, components, data structures, and the like, that perform particular tasks or implement particular abstract data types. The modules may be incorporated into single and multi-processor computing systems, as well as hand-held devices and controllable consumer devices (e.g., Personal Digital Assistants (PDAs), cellular telephones, etc.). It is understood that modules may be implemented on a single computing device, or processed over a distributed network environment, where modules can be located in both local and remote memory storage devices.

An exemplary system for implementing the invention includes a computing device **500** having system bus **502** for coupling together various components within the computing device. The system **502** bus may be any of several types of bus structures, such as PCI, AGP, VESA, Microchannel, ISA and EISA, etc. Typically, attached to the bus **502** are processors **504** such as Intel, DEC Alpha, PowerPC, programmable gate arrays, etc., a memory **506** (e.g., RAM, ROM), storage devices **508**, a video interface **510**, input/output interface ports **512**.

The storage systems and associated computer-readable media provide storage of data and executable instructions for the computing device **500**. Storage options include hard-drives, floppy-disks, optical storage, magnetic cassettes, tapes, flash memory cards, memory sticks, digital video disks, and the like, and may be connected to the bus **502** by way of an interface **524**. Computing device **500** is expected to operate in a networked environment using logical connections to one or more remote computing devices **520**, **522** through a network interface **516**, modem **514**, or other communication pathway. Computing devices may be interconnected by way of a network **518** such as a local intranet or the Internet.

Thus, for example, with respect to the illustrated embodiments, assuming computing device **500** is an E-mail server for receiving and scanning incoming and outgoing E-mails and their attachments, then remote devices **520**, **522** may respectively be an E-mail originator and intended recipient thereof. It will be appreciated that remote computing devices **520**, **522** may be configured like computing device **500**, and therefore include many or all of the elements discussed for computing device **500**. It should also be appreciated that computing devices **500**, **520**, **522** may be embodied

within a single device, or in separate communicatively-coupled components, and may include routers, bridges, servers, and application programs utilizing network application protocols such as HTTP, File Transfer Protocol (FTP), Gopher, Wide Area Information Server (WAIS), and the like.

5 Having described and illustrated the principles of the invention with reference to illustrated embodiments, it will be recognized that the illustrated embodiments can be modified in arrangement and detail without departing from such principles. For example, while the foregoing description focused on scanning archives attached to E-mail, it will be recognized that the above techniques and analyses can be applied to scanning data in other contexts having comparable limitations.

10 And, even though the foregoing discussion has focused on particular embodiments, it is understood that other configurations are contemplated. In particular, even though expressions such as "in one embodiment" and the like may be used herein, such phrases are meant to generally reference embodiment possibilities, and are not intended to limit the invention to particular embodiment configurations. As used
15 herein, these phrases may reference the same or different embodiments, and unless expressly indicated otherwise, are combinable into other embodiments. Consequently, in view of the wide variety of permutations to the above-described embodiments, the detailed description is intended to be illustrative only, and should not be taken as
20 limiting the scope of the invention.

 What is claimed as the invention, therefore, is all such modifications as may come within the scope and spirit of the following claims and equivalents thereto.

What is claimed is:

1. A method for scanning data, comprising:

receiving an electronic document;

determining the electronic document is an archive file;

5 applying risk-assessment heuristics to the electronic document to

determine a risk factor for scanning the electronic document;

assigning a scanning priority to the electronic document based at least in
part on the risk factor, said scanning priorities including low scanning priority, normal
scanning priority, and discard without scanning; and

10 scanning the electronic document according to the scanning priority.

2. The method of claim 1, further comprising:

receiving an E-mail having the electronic document as an attachment;

inspecting, as part of said scanning the electronic document, for viruses.

15 3. The method of claim 1, further comprising:

selecting a scanning thread, from plural scanning threads having
associated thread execution priorities, having an execution priority at least as high as
said assigned scanning priority; and

20 assigning performance of said scanning the electronic document to said
selected scanning thread.

4. The method of claim 3, further comprising:

disposing the method within a multi-processor computing device;

designating a first processor to process at least low scanning priority threads; and

assigning said selected scanning thread to the first processor.

5 5. The method of claim 1, wherein risk-assessment comprises:
determining if the electronic document is an archive containing files; and
if so, then a selected one of determining if the archive contains a sub-
archive, determining if an aggregate de-archived size for said files exceeds a first
threshold, determining if a file count of said files exceeds a second threshold, or
10 determining if a file-type count of said files exceeds a third threshold.

6. The method of claim 5, wherein the first threshold is 10 megabytes,
the second threshold is 50 files, and the third threshold is 10 file types.

15 7. The method of claim 1, further comprising:
determining if electronic document is an archive containing files;
if so, then determining if an aggregate de-archived size for said files
exceeds a first threshold;
if so, then determining if the aggregate de-archived size exceeds a disk
20 space threshold; and
if so, then setting the scanning priority of the electronic document to low
scanning priority.

8. The method of claim 1, further comprising:
25 determining if electronic document is an archive containing files;

if so, then determining if an aggregate de-archived size for said files exceeds a first threshold;

if so, then determining if a volatile memory requirement for scanning the archive exceeds a memory requirement threshold; and

5 if so, then setting the scanning priority of the electronic document to low scanning priority.

9. The method of claim 1, further comprising:

first determining if the electronic document is an archive containing files;

10 second determining if at least one file of the archive is a sub-archive;

third determining if an aggregate de-archived size for the archive exceeds a disk space threshold;

fourth determining if a file count for the archive of said files exceeds a file count threshold; and

15 if each of said first, second, third and fourth determining evaluate true, then setting the scanning priority of the electronic document to discard without scanning.

20 10. The method of claim 1, in which the electronic document either is an archive, or contains the archive, the method further comprising:

determining the archive contains at least one sub-archive therein;

determining if the archive contains a large number of files; and

determining if an un-archived size for the archive exceeds a predetermined size limit; and

assigning the scanning priority to be discard without scanning if the archive contains a large number of files, and the un-archived size for the archive exceeds the predetermined size limit.

5 11. The method of claim 10, wherein if the un-archived size for the archive does not exceed the predetermined size limit, or the archive does not contain the large number of files, the method further comprising:

assigning the scanning priority to be low scanning priority.

10 12. The method of claim 1, in which the electronic document either is an archive, or contains the archive, the method further comprising:

determining if an un-archived size for the archive exceeds a size limit;

determining if a memory requirement for performing said scanning the electronic document exceeds a memory limit; and

15 assigning the scanning priority to be discard without scanning if the un-archived size for the archive exceeds the size limit, and the memory requirement for performing said scanning the electronic document exceeds the memory limit.

20 13. The method of claim 12, wherein if the memory requirement for performing said scanning the electronic document does not exceed the memory limit, the method further comprising:

assigning the scanning priority to be low scanning priority.

14. An article of manufacture comprising a readable medium having instructions encoded thereon, which when executed by a processor, are capable of directing the processor to perform the operations of claim 1.

5 15. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 2.

16. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 3.

10 17. The medium of claim 16, said programming instructions including further instructions to direct the processor to perform the operations of claim 4.

15 18. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 5.

19. The medium of claim 18, said programming instructions including further instructions to direct the processor to perform the operations of claim 6.

20 20. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 7.

21. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 8.

25 22. The medium of claim 14, said programming instructions including further instructions to direct the processor to perform the operations of claim 9.

**Priority-Based Virus Scanning With
Priorities Based At Least In Part On
Heuristic Prediction Of Scanning Risk**

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ABSTRACT

Anti-virus scanners can be deliberately disabled, inadvertently disabled, or
10 simply slowed down to a point where the scanner becomes ineffective and the primary
function of the scanning host device is disrupted when a suitably complex file is
received by the scanning system for scanning. Archive files pose particular problems
for scanners, since archives may contain very complex data structures, and require time
consuming analysis. Virus scanners typically scan each element of an archive. Some
15 virus scanners decompress each archive component for scanning. Virus developers
have taken advantage of this scanning approach by creating complex archives
designed to overwhelm a scanner, leaving a system unprotected or in a denial of
service state. To counter such measures, when an archive (or other file) is passed to a
scanner, various heuristics are applied to the archive so as to determine a risk-based
20 scanning priority for the archive. Priorities can include normal priority, low priority for
archives having suspicious characteristics, and discard without scanning for archives
appearing to be constructed so as to overwhelm a scanner. Normal priority scans can
occur immediately, while low priority scans can be relegated to only occurring while the
scanning system is otherwise idle.

FIG. 1

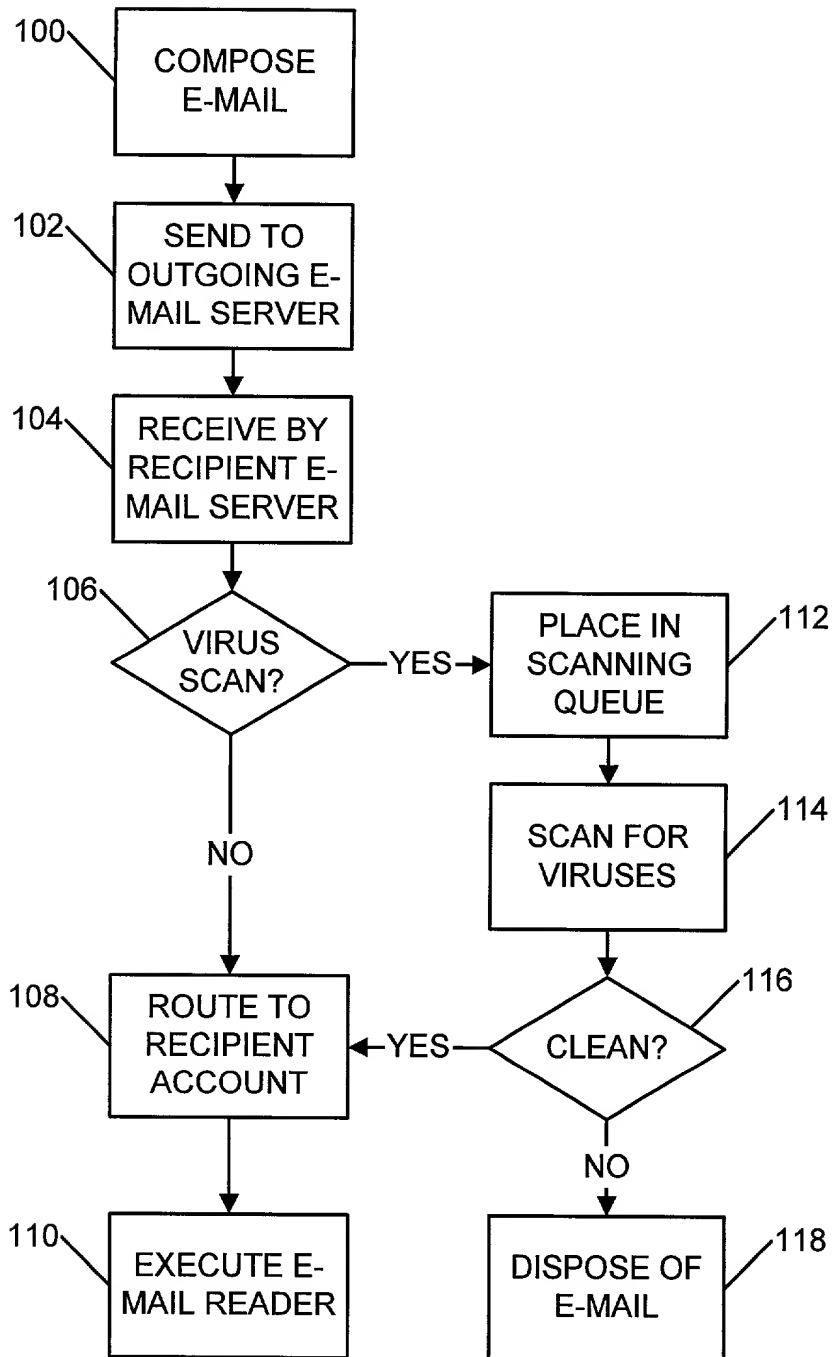


FIG. 2

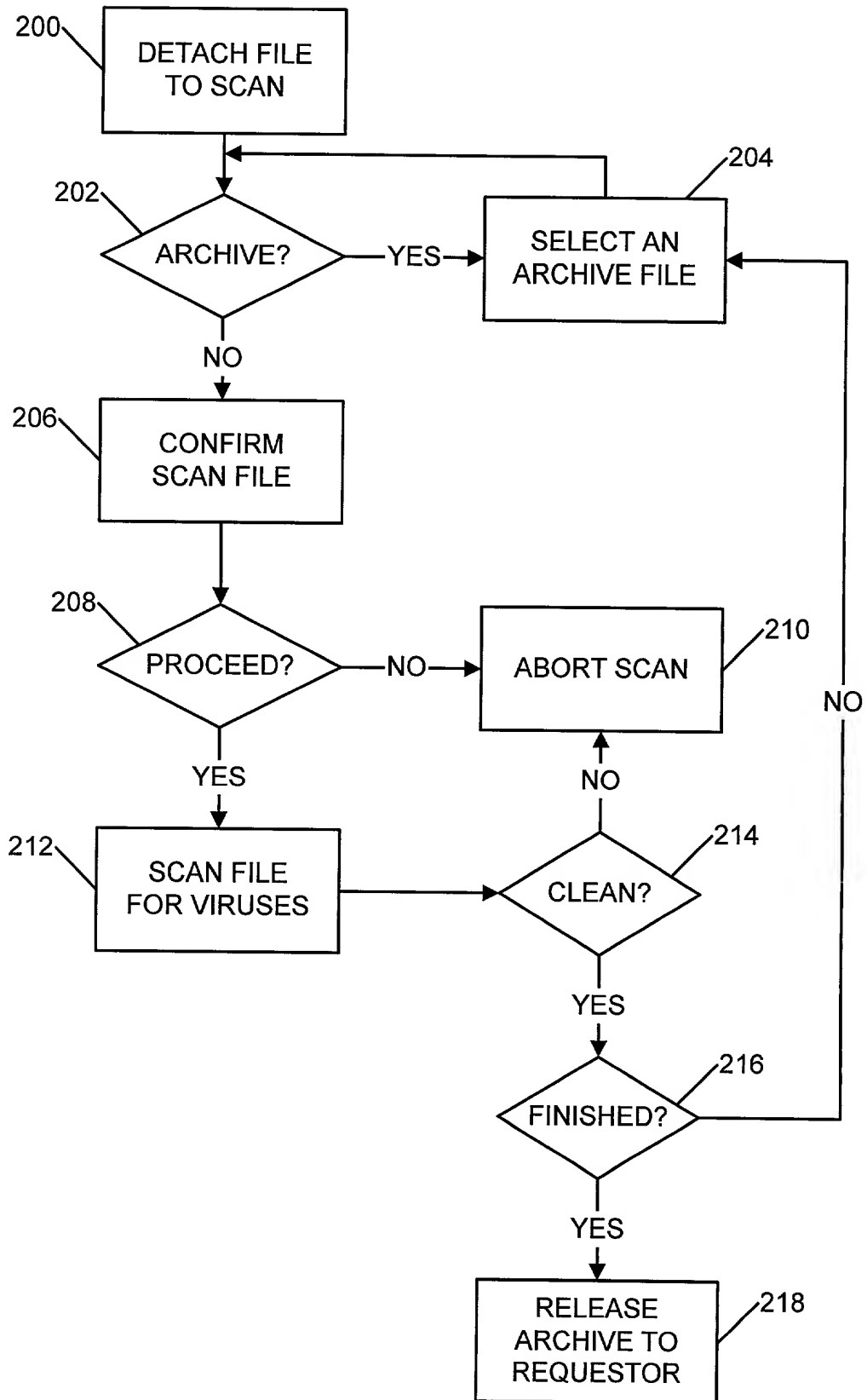
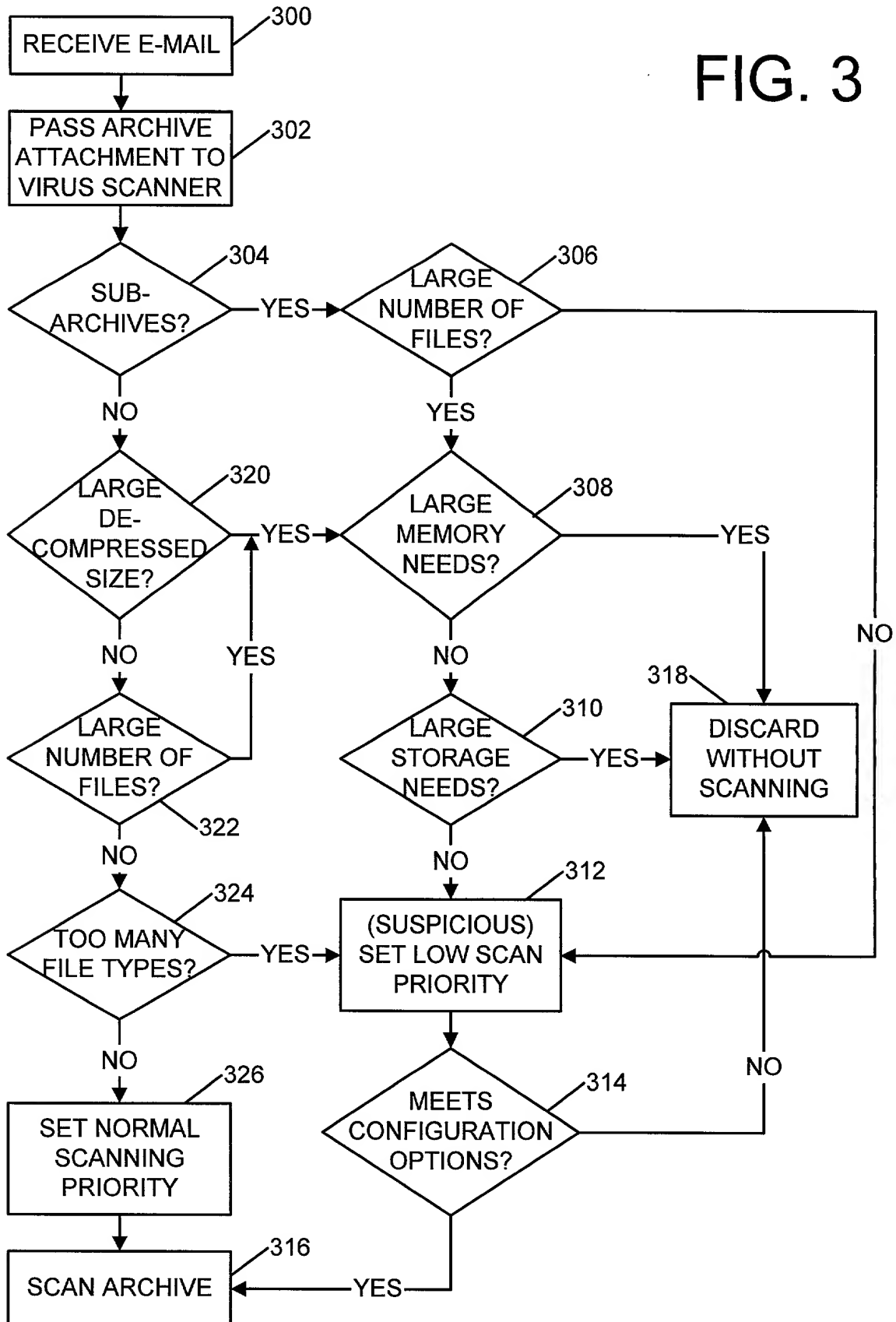


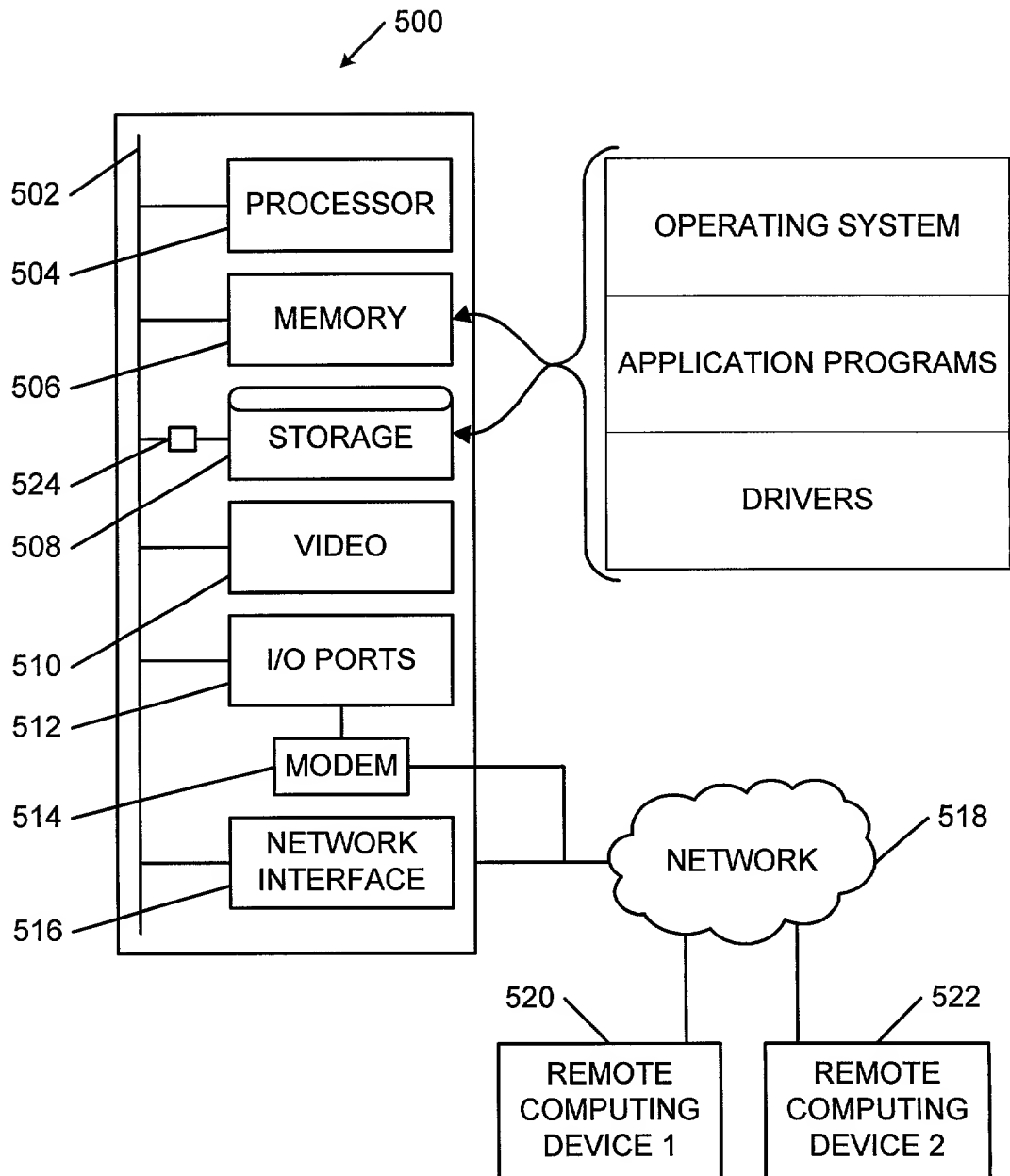
FIG. 3



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[illegible]

FIG. 5



DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or any original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PRIORITY-BASED VIRUS SCANNING WITH PRIORITIES BASED AT LEAST IN PART ON HEURISTIC PREDICTION OF SCANNING RISK

the specification of which ☒ is attached hereto.
☐ was filed on _____ as _____
United States Application Number _____
or PCT International Application Number _____
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

APPLICATION NUMBER	COUNTRY (OR INDICATE IF PCT)	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
			<input type="checkbox"/> No <input type="checkbox"/> Yes
			<input type="checkbox"/> No <input type="checkbox"/> Yes
			<input type="checkbox"/> No <input type="checkbox"/> Yes

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NUMBER	FILING DATE	STATUS (ISSUED, PENDING, ABANDONED)

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Send correspondence to:

James H. Salter, Reg. No. 35,668, BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP

(Name of Attorney or Agent)

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James H. Salter, (503) 684-6200.

(Name of Attorney or Agent)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Inventor (given name, family name) Paul Gartside

Inventor's Signature _____ Date _____

Residence _____ Citizenship _____
(City, State) (Country)

P. O. Address _____

Full Name of Second/Joint Inventor (given name, family name) _____

Inventor's Signature _____ Date _____

Residence _____ Citizenship _____
(City, State) (Country)

P. O. Address _____

Appendix A

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